IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY NINETH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 22154 of 2003

Between:

1 K. Mogulaiah, S/o. K. K. Balaiah
The Sanjay RESCO Ltd., Jogipet, Medak Dist.
2 P. Ramuloo, S/o. Narayana
3 Ch. Pentaiah, S/o. Lingaiah
4 G. Papaiah, S/o. Pochaiah
5 B. Sattaiah, S/o. Pochaiah

..... PETITIONER(S)

AND

1 The Govt. of A.P. rep by its Principal Secretary, Public Enterprises Department, Secretary Buildings, Hyderabad.
2 The Registrar of Cooperative Societies, Public Enterprises Department, Secretary Buildings, Hyderabad.
3 The Dist. Collector Sanga reddy, Medak Dist.
4 The Central Power Distribution Company Ltd. rep by its Managing Director, Vidhyutsoudha, Hyderabad.
5 The Sanjay RESCO Ltd. Jogipet, rep by its Liquidator, Sanjay Rural Electrical Cooperative Society Ltd., Jogipet, Medak Dist.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly one in the nature of Writ of Mandamus declaring (1) the action of the 4th respondent in not absorbing the petitioners into its service as unreasonable and arbitrary apart from being discrimination, thus violative of the Fundamental rights guaranteed to the petitioners under Articles, 14, 16 (1) and 21 of th Constitution of India, (2) to declare the action of the 5th respondent in instating upon submitting options for voluntary Retirement and threatening to terminate our services with one month notice or one month salary

as arbitrary, illegal, highhanded and issue a consequential direction directing the 4th respondent to absorb the petitioners into its service.

Counsel for the Petitioners :MR.V.R.REDDY KOVVURI

Counsel for the Respondent Nos. 1 to 3: GP FOR COOPERATION

Counsel for the Respondent No.4: Mr.R.Ravindranath

Counsel for the Respondent No.5: None appeared

The Court made the following :

ORAL ORDER:

The learned counsel for the petitioners seeks permission of this Court to withdraw the writ petition.

Permission is granted.

The writ petition is accordingly dismissed as withdrawn. No costs.

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(V. ESWARAIAH, J.)

29th October, 2004

bcj

To

1 The Principal Secretary, The Govt. of A.P., Public Enterprises Department, Secretary Buildings, Hyderabad.
2 The Registrar of Cooperative Societies, Public Enterprises Department, Secretariat Buildings, Hyderabad.
3 The Dist. Collector Sanga reddy, Medak Dist.
4 The Managing Director, The Central Power Distribution Company Ltd. Vidhyutsoudha, Hyderabad.
5 Two C.Cs. to the government Pleader for Cooperation, HighCourt Buildings, Hdyerabad (OUT)

6 Two C.D. Copies